

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

APPLE INC.)
Plaintiffs and Counterclaim) Case No. 1:11-cv-178 (BBC)
Defendants,)
v.)
MOTOROLA MOBILITY, INC.)
Defendants and Counterclaim)
Plaintiffs.)

MOTOROLA MOBILITY, INC.'S MOTION FOR SUMMARY JUDGMENT

Defendant Motorola Mobility, Inc. hereby moves this Court, pursuant to Federal Rule of Civil Procedure 56, for summary judgment on the following Apple claims:

- Count I – Equitable Estoppel
- Count II – Breach of Contract – ETSI/3GPP
- Count III – Breach of Contract to Which Apple is a Third Party Beneficiary – ETSI/3GPP
- Count IV – Breach of Contract to Which Apple is a Third Party Beneficiary – IEEE
- Count V – False F/RAND Commitments and Deceptive Acts in Violation of Section 2 of the Sherman Act
- Count VI – Unfair Competition and Unlawful Business Practices in Violation of Cal. Bus. & Prof Code ¶ 17200, et seq.
- Count VII – Declaratory Judgment That Motorola's Offers have not been on F/RAND Terms
- Count XI – Declaratory Judgment of No Entitlement to Injunctive Relief
- Count XII – Declaratory Judgment of Patent Misuse

- Count XIII – Interference with Contract

Motorola's motion is based upon the Motion, the Memorandum in Support of Motorola's Motion, Motorola's Proposed Findings of Fact, and all cited record references therein.

Dated: April 27, 2012

Respectfully Submitted,

MOTOROLA MOBILITY, INC.

By: s/ Brian C. Cannon
Brian C. Cannon

Scott W. Hansen
Lynn M. Stathas
Lisa Nester Kass
Reinhart Boerner Van Deuren s.c.
22 East Mifflin Street
P.O. Box 2018
Madison, WI 53701-2018
Telephone: (608) 229-2200
Facsimile: (608) 229-2100
1000 North Water Street, Suite 1700
Milwaukee, WI 53202
Telephone: 414-298-1000
Facsimile: 414-298-8097
Email: shansen@reinhartlaw.com
lstathas@reinhartlaw.com
lkass@reinhartlaw.com

Attorneys for Defendant Motorola Mobility, Inc.

David A. Nelson
Jennifer A. Bauer
Quinn Emanuel Urquhart & Sullivan, LLP
500 West Madison St., Suite 2450
Chicago, IL 60661
Telephone: (312) 705-7400
Facsimile: (312) 705-7401
Email: davenelson@quinnmanuel.com
jenniferbauer@quinnmanuel.com

Edward J. DeFranco
Alexander Rudis
51 Madison Avenue, 22nd Floor
New York, NY 10010
Telephone: (212) 849-7000
Facsimile: (212) 849-7100
Email: eddefranco@quinnmanuel.com
alexanderrudis@quinnmanuel.com

Brian C. Cannon
Meghan Bordonaro
Shawna M. Reeder
555 Twin Dolphin Drive, 5th Floor
Redwood Shores, CA 94065
Telephone: (650) 801-5000
Facsimile: (650) 801-5100
Email: briancannon@quinnmanuel.com
meghanbordonaro@quinnmanuel.com
shawnareeder@quinnmanuel.com

Attorneys for Defendant Motorola Mobility, Inc.